# REVOCATION OF PREVIOUS POWER OF ATTORNEY AND REAPPOINTMENT

To the Commissioner of Patents and Trademarks:

Recorded on 10/11/2002 Reel 013404 Frame 0872

The undersigned, POWERCHIP SEMICONDUCTOR CORP., the assignee

The undersigned, <u>POWERCHIP SEMICONDUCTOR CORP.</u>, the assignee of the entire interest in the above-identified application hereby revokes all previous powers of attorney in this matter and now instead appoints individually and collectively

Richard P. Berg, Reg. No. 28,145
Mavis S. Gallenson, Reg. No. 32,464
John Palmer, Reg. No. 36,885
Kam C. Louie, Reg. No. 33,008
Ross A. Schmitt, Reg. No. 42,529
Peter D. Galloway, Reg. No. 27, 885
William R. Evans, Reg. No. 25, 858

of:

LADAS & PARRY 5670 Wilshire Boulevard, Suite #2100 Los Angeles, California 90036-5679 Telephone No.: (323) 934-2300 Telefax No.: (323) 934-0202

its attorney(s) and/or agent(s), each with full power of substitution, power of appointment of an associate attorney and power of revocation, to prosecute this application, to make alterations and amendments therein, to sign the drawings, to receive the patent, and to transact all business in the Patent Office connected therewith.

It is respectfully requested that all future correspondence be directed to Richard P. Berg at the above address.

Signed atTAIWAN, R.O.C.
(city, state, country)
this <u>tenth</u> day of <u>March</u> , 2003.
POWERCHIP SEMICONDUCTOR CORP. (Name of Assignee)
By Continued (Signature of person authorized to sign on behalf of Assignee)
CHARLENE LEI
(Type or print the name of the person
authorized to sign on behalf of Assignee)
MANAGER (Title of Person authorized to sign on behalf of Assignee)
Address of Assignee:
No. 12, Li-Hsin Rd., I, Science-Based
Industrial Park, Hsinchu, Taiwan, R.O.C.

#### <u>Patent</u> IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Chih-Wei HUNG, et al. ) GAU: 2818 Serial No.: not yet assigned

Examiner: Tan Nguyen

Filing Date: concurrently herewith

RE: REVOCATION OF PREVIOUS POWER OF ATTORNEY AND

REAPPOINTMENT

For: "STRUCTURE, FABRICATION METHOD

AND OPERATING METHOD FOR

FLASH MEMORY"

Our Ref.: B-5008DIV 621792-2

) Date: April 20, 2004

MAILSTOP PATENT APPLICATION Commissioner for Patents P.O. Box 1450 Alexandria, VA 22312-1550

Sir: -

It is respectfully requested that the enclosed "REVOCATION OF PREVIOUS POWER OF ATTORNEY AND REAPPOINTMENT" (filed in the parent application 10/269,460) be made of record in connection with the above-identified application.

Please address all future correspondence and telephone calls to

Richard P. Berg LADAS & PARRY 5670 Wilshire Boulevard, Suite 2100 Los Angeles, California 90036-5679

Telephone No.: (323) 934-2300 Telefax No.: (323) 934-0202

Respectfylly submitted,

Richard P. Berg Attorney for Applicant Reg. No. 28,145

LADAS & PARRY 5670 Wilshire Boulevard Suite 2100 Los Angeles, CA 90036 (323) 934-2300

Enclosure: REVOCATION OF PREVIOUS POWER OF ATTORNEY AND REAPPOINTMENT(2 pages)

Attorney Docket No.

The specification of which

#### MERCHANT & GOULD P.C.

### **United States Patent Application**

#### COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:STRUCTURE, FABRICATION METHOD AND OPERATING METHOD FOR FLASH MEMORY

	is attached hereto		•	
b. 🔲	was filed on	as application	n serial no.	and was amended on
	(if applic			ibed and claimed in international no.
	filed		ended on	(if any), which I have reviewed
and for v	which I solicit a Uni	ted States patent.		
		riewed and understand the mendment referred to abo		entified specification, including the
for pater	nt or inventor's certif	ficate listed below and have	ve also identified below a	19/365 of any foreign application(s) any foreign application for patent or asis of which priority is claimed:
_	•	•		• •
	no such applications			
b. 🔀	such applications ha	ave been filed as follows:		
<del></del>				
	FOI	REIGN APPLICATION(S), IF ANY,	CLAIMING PRIORITY UNDER.	35 USC § 119
COUNTR	XY	APPLICATION NUMBER	DATE OF FILING	DATE OF ISSUE
			(day, month, year)	(day, month, year)
Taiwan,	R.O.C.	91107052	April 9, 2002	
	ALL FOR	EIGN APPLICATION(S), IF ANY,	FILED BEFORE THE PRIORITY	APPLICATION(S)
COUNTR	Y	APPLICATION NUMBER	DATE OF FILING	DATE OF ISSUE
		· · · · · · · · · · · · · · · · · · ·	(day, month, year)	(day, month, year)
I hereby	claim the benefit ur	nder Title 35, United State	es Code, § 120/365 of any	United States and PCT international
		1		C.11 11 11 11 1 11 1

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)	

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

I acknowledge the duty to disclose information that is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (reprinted below):

## § 1.56 Duty to disclose information material to patentability.

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
  - (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentabilit of a claim;

or

- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
  - (1) Each inventor named in the application:
  - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.
- (e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

A 16 1 A . T = 1 337	D N - 40 491	Leanard Christopher I	Pag No 41 040
Albrecht, John W.	Reg. No. 40,481	Leonard, Christopher J.	Reg. No. 41,940 Reg. No. 40,066
Ali, M. Jeffer	Reg. No. 46,359	Liepa, Mara E.	Reg. No. 40,701
Anderson, Gregg I.	Reg. No. 28,828	Lindquist, Timothy A.	•
Batzli, Brian H.	Reg. No. 32,960	Mayfield, Denise L.	Reg. No. 33,732
Beard, John L.	Reg. No. 27,612	McDonald, Daniel W.	Reg. No. 32,044
Berns, John M.	Reg. No. 43,496	McIntyre, Jr., William F.	Reg. No. 44,921
Black, Bruce E.	Reg. No. 41,622	Mitchem, M. Todd	Reg. No. 40,731
Branch, John W.	Reg. No. 41,633	Mueller, Douglas P.	Reg. No. 30,300
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Daulton, Julie R.	Reg. No. 36,414	Schmaltz, David G.	Reg. No. 39,828
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DiPietro, Mark J.	Reg. No. 28,707	Schumann, Michael D.	Reg. No. 30,422
Edell, Robert T.	Reg. No. 20,187	Scull, Timothy B.	Reg. No. 42,137
Epp Ryan, Sandra	Reg. No. 39,667	Sebald, Gregory A.	Reg. No. 33,280
Glance, Robert J.	Reg. No. 40,620	Skoog, Mark T.	Reg. No. 40,178
Goggin, Matthew J.	Reg. No. 44,125	Spellman, Steven J.	Reg. No. 45,124
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Harrison, Kevin C.	Reg. No. 46,759	Underhill, Albert L.	Reg. No. 27,403
Hertzberg, Brett A.	Reg. No. 42,660	Vandenburgh, J. Derek	Reg. No. 32,179
Hillson, Randall A.	Reg. No. 31,838	Wahl, John R.	Reg. No. 33,044
Holzer, Jr., Richard J.	Reg. No. 42,668	Weaver, Karrie G.	Reg. No. 43,245
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Kadievitch, Natalie D.	Reg. No. 34,196	Whipps, Brian	Reg. No. 43,261
Karjeker, Shaukat	Reg. No. 34,049	Whitaker, John E.	Reg. No. 42,222
Kettelberger, Denise	Reg. No. 33,924	Williams, Douglas J.	Reg. No. 27,054
Keys, Jeramie J.	Reg. No. 42,724	Withers, James D.	Reg. No. 40,376
Knearl, Homer L.	Reg. No. 21,197	Witt, Jonelle	Reg. No. 41,980
Kowalchyk, Alan W.	Reg. No. 31,535	Wu, Tong	Reg. No. 43,361
Kowalchyk, Katherine M.	Reg. No. 36,848	Xu, Min S.	Reg. No. 39,536
Lacy, Paul E.	Reg. No. 38,946	Young, Thomas	Reg. No. 25,796
Larson, James A.	Reg. No. 40,443	Zeuli, Anthony R.	Reg. No. 45,255
Leon, Andrew J.	Reg. No. 46,869		
		•	

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould

#### P.C. to the contrary.

I understand that the execution of this document, and the grant of a power of attorney, does not in itself establish an attorney-client relationship between the undersigned and the law firm Merchant & Gould P.C., or any of its attorneys.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicate

Merchant & Gould P.C. P.O. Box 2903 Minneapolis, MN 55402-0903 \*2355 2\*

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 c Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name HUNG	First Given Name Chih-Wei	Second Given Name
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Sign	ature of Inventor 2		Date:	July 12, 2002
2	Full Name Of Inventor	Family Name SUNG	First Given Name Da	Second Given Name
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Sign	nature of Inventor 2		Date:	dy ve zove